

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 1886 - SB 2506

March 7, 2022

SUMMARY OF BILL AS AMENDED (014815): Authorizes the seizure and forfeiture of a vehicle used in the commission of the offense of evading arrest if the offense is committed while operating a motor vehicle.

FISCAL IMPACT OF BILL AS AMENDED:

Other Fiscal Impact – The proposed legislation may lead to an increase in state and local revenue resulting from an increase in the seizure and forfeiture of motor vehicles; however, the extent and timing of any such increase cannot be quantified with reasonable certainty.

Assumptions for the bill as amended:

- Pursuant to Tenn. Code Ann. § 39-16-603(d), evading arrest is punishable as a Class A, C, D, or E felony or a Class A misdemeanor, depending on specific circumstances of the offense.
- Pursuant to Tenn. Code Ann. § 40-33-211(a)(1), the proceeds from all seizures, confiscations and sales made by a state agency are to be transmitted to the Treasurer and deposited in the state treasury. All the seizures, confiscations and sales made by county or municipal law enforcement personnel are to be paid to the county trustee or city recorder, respectively, and be used exclusively for the benefit of the seizing county or municipality for law enforcement or drug education purposes.
- Based on information provided by the Administrative Office of the Courts (AOC), there has been an average of 1,304 convictions of evading arrest in each of the last 10 years.
- Passage of the proposed legislation may result in an increase in state and local revenue due to the potential for more property to be sold. The extent and timing of any such increase is dependent on multiple unknown factors and cannot be determined with reasonable certainty.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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